



Application Serial No. 10/764,819

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: William C. Vogel et al.

Title: CLOSURE FOR A
CONTAINER

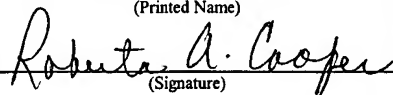
Appl. No.: 10/764,819

Filing Date: 01/26/2004

Examiner: To be determined

Art Unit: 3754

Atty. Dkt. No.: 028757-0143

CERTIFICATE OF EXPRESS MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service's "Express Mail Post Office To Addressee" service under 37 C.F.R. § 1.10 on the date indicated below and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.	
EV 505795200 US	10/01/04
(Express Mail Label Number)	(Date of Deposit)
Roberta A. Cooper	
(Printed Name)	
	
(Signature)	

TRANSMITTAL OF MISSING PARTS
OF PATENT APPLICATION

Mail Stop MISSING PARTS
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Notice to File Missing Parts of Application mailed May 3, 2004, in the above-identified application, transmitted herewith are the missing parts to complete the filing of the subject patent application.

Enclosed are:

[X] Return Copy of Notice to File Missing Parts (2 pages).

[X] Declaration and Power of Attorney (4 pages)

[X] Supplemental Application Data Sheet (3 pages).

10/05/2004 HLE333 00000028 10764819

04 FC:2253

490.00 0P

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

- ☐ Extension for response filed within the first month
☐ Extension for response filed within the second month
☒ Extension for response filed within the third month
☐ Extension for response filed within the fourth month
☐ Extension for response filed within the fifth month

The filing fee is calculated below:

	Claims as Filed	Included in Basic Fee	Extra Claims	Rate	Fee Totals
Basic Fee				\$790.00	\$790.00
Total	22	- 20	= 2	x \$18.00	= \$36.00
Claims:					
Independ	3	- 3	= 0	x \$88.00	= \$0.00
ents:					
If any Multiple Dependent Claim(s) present:				+ \$300.00	= \$0.00
Surcharge under 37 CFR 1.16(e) for late filing of				+ \$130.00	= \$130.00
Executed Declaration and late payment of filing fee					
<input checked="" type="checkbox"/> Extension fee for response filed within				+ \$980.00	= \$ 980.00
the third month:					
				SUBTOTAL:	= \$1,936.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):					= \$968.00
				TOTAL FILING FEE:	= \$968.00

☒ Check in the amount of \$968.00 in payment of additional claims, surcharge fee (37 C.F.R. § 1.16(e)) and three-month extension of time.

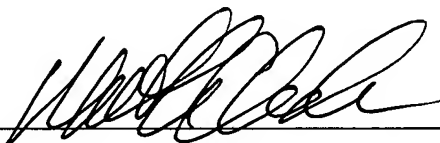
The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 06-1447. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even

entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 06-1447.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date 10/1/04

By 

FOLEY & LARDNER LLP
Customer Number: 26371
Telephone: (414) 297-5572
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Mathew P. Anderson
Attorney for Applicant
Registration No. 54,589



10-404

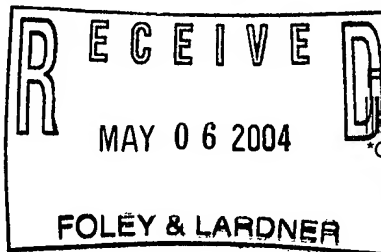
DFW

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/764,819	01/26/2004	William C. Vogel	028757-0143

26371
FOLEY & LARDNER
777 EAST WISCONSIN AVENUE
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MILWAUKEE, WI 53202-5308



CONFIRMATION NO. 6890

FORMALITIES LETTER



Date Mailed: 05/03/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

10/05/2004 HLE333 00000028 10764819

FILED UNDER 37 CFR 1.53(b)

01 FC:2001	395.00 OP
02 FC:2202	18.00 OP
03 FC:2051	65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$36 as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$936** for a Large Entity

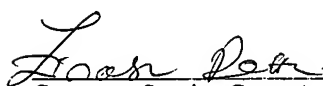
- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.

- Total additional claim fee(s) for this application is **\$36**

- **\$36** for 2 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
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Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE